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5 *Attorney for Defendant* MURRAY NEWTON

6 **UNITED STATES DISTRICT COURT**  
7 **DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA,  
9 Plaintiff,

10 vs.

11 MURRAY NEWTON,  
12 Defendant.  
13

Case No.: 2:17-cr-00124-JAD-GWF

**STIPULATION TO CONTINUE  
HEARING FOR SENTENCING**

**(First Request)**

14 IT IS HEREBY STIPULATED AND AGREED, by and between Nicholas A. Trutanich,  
15 United States Attorney, Robert A. Knief, Esq., Assistant United States Attorney, and David R.  
16 Fischer, Esq., counsel for defendant MURRAY NEWTON, that the Hearing for Sentencing in  
17 the above-captioned matter set for Monday, June 3 2019 at 09:30 A.M., be vacated and  
18 continued to a date and time convenient to the Court but no earlier than sixty (60) days.

19 This Stipulation for the continuance is entered into for the following reasons:

- 20
- 21 1. This is a request by counsel for the Defendant, MURRAY NEWTON;
  - 22 2. The additional time requested by this Stipulation is reasonable pursuant to Federal  
23 Rule of Criminal Procedure 32(b)(2), which states that “the court may, for good  
24 cause, change any limits prescribed in this rule”;

3. Counsel requests this additional time in order to allow adequate time to research Sentencing issues and to prepare for the sentencing hearing;
4. Counsel communicated with the Defendant, MURRAY NEWTON, who is currently out of custody, and NEWTON agrees with the continuance;
5. This is the first request for a continuance filed herein.

DATED this 9<sup>th</sup> day of May 2019

*/s/ David R. Fischer*  


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**DAVID R. FISCHER, ESQ.**  
**Counsel for Defendant NEWTON**

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☒ ELECTRONIC SERVICE: Pursuant to Local Rule IC 4-1 of the United States District Court for the District of Nevada, the above-referenced document was electronically filed and served on all appearing parties through the Notice of Electronic Filing automatically generated by the Court.

MURRAY NEWTON

☐ **FACSIMILE:** By sending the above-referenced document via facsimile to those persons listed on the attached service list at the facsimile numbers set forth thereon.

/s/ David R Fischer  
DAVID R. FISCHER, ESQ.  
Attorney for Defendant NEWTON

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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
vs.

Case No.: 2:17-cr-00124-JAD-GWF

MURRAY NEWTON,  
  
Defendant.

**FINDINGS OF FACT, CONCLUSIONS  
OF LAW, AND ORDER**

**FINDINGS OF FACT**

Based on the pending Stipulation of counsel, and good cause appearing therefore, the  
Court finds that:

1. This is a request by counsel for the Defendant, MURRAY NEWTON;
2. The additional time requested by this Stipulation is reasonable pursuant to Federal Rule of Criminal Procedure 32(b)(2), which states that “the court may, for good cause, change any limits prescribed in this rule”;
3. Counsel requests this additional time in order to allow adequate time to research Sentencing issues and to prepare for the sentencing hearing;
4. Counsel communicated with the Defendant, MURRAY NEWTON, who is currently out of custody, and NEWTON agrees with the continuance;
5. This is the first request for a continuance filed herein.

**CONCLUSIONS OF LAW**

The ends of justice served by granting said continuance outweigh the best interest of the  
public, since the failure to grant said continuance would be likely to result in a miscarriage of

1 justice, would deny the parties herein sufficient time and the opportunity within which to be  
2 able to effectively and thoroughly prepare for sentencing, taking into account the exercise of  
3 due diligence.

4  
5 **ORDER**

6 IT IS HEREBY ORDERED that the Sentencing Hearing currently scheduled for  
7 Monday, June 3, 2019 at 09:30 A.M., be continued to August 8, 2019, at the hour of  
8 1:30 p.m.

9  
10 **IT IS SO ORDERED:**

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12 \_\_\_\_\_  
13 **HONORABLE JENNIFER A. DORSEY**

14 **UNITED STATES DISTRICT JUDGE**

15 Case No.: 2:17-cr-00124-JAD-GWF

16  
17 DATED: 5/15/2019  
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